

**To:** Jackson, Scott[Jackson.Scott@epa.gov]; Hinkle, Vanessa[Hinkle.Vanessa@epa.gov]; Bohan, Suzanne[bohan.suzanne@epa.gov]; Daly, Carl[Daly.Carl@epa.gov]  
**From:** Russ, Timothy  
**Sent:** Wed 1/8/2014 3:45:09 PM  
**Subject:** FW: NPL comments due 1/8 - Response for Suzanne's Comment SJB3

Hi Everyone,

Below is Suzanne's comment/question:

## Ex. 5 - Deliberative Process

General Conformity Permit Exemption Issue:

**Referred to BLM**

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Scott asked Charis if she had reviewed our comments, as provided in his email of last Wed. and which Suzanne had sent previously, that stated our concerns that this particular exemption for NSR/PSD permitted minor and/or major sources only applied to stationary sources. At that point, BLM deferred to WDEQ (Darla Potter) who went into a discussion on how these permits (both for stationary sources and temporary sources/activities) were based on WAQSR Chapter 6 for NSR and have helped reduce emissions in the UGRB. We brought up the continuing issue of permits for drill rigs, as an example, and how these are temporary, non-stationary sources and would not be applicable for the general conformity exemption. This led to WDEQ stating there was an ongoing difference of opinion between EPA and WDEQ on this issue and that the permits were issued by WDEQ's delegated authority and as per the CAA. Scott defused this by stating that we were not saying that we had an issue with the State's delegated permit program, but (and circling back) that these types of temporary sources/activities did not meet the definition of a stationary source for the general

conformity permit exemption. We asked that BLM provide us with a list of what they consider “equipment and activities” that they believed met the general conformity permit exemption. BLM indicated they would defer to the State to develop such a list for forwarding to EPA (no time frame for this). In the end, WDEQ (Darla) stated she would be raising this general conformity permitting exemption issue to her director and to the director of WDEQ.

## **Ex. 5 - Deliberative Process**

Please let me know if there are any questions.

Thanks!

Tim

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**From:** Jackson, Scott  
**Sent:** Wednesday, January 08, 2014 7:44 AM  
**To:** Hinkle, Vanessa  
**Cc:** Daly, Carl; Russ, Timothy  
**Subject:** RE: NPL comments due 1/8

Hi Vanessa,

Yes, I'm OK with them with Suzanne's edits incorporated. Tim, can you please answer Suzanne's question in her comment labeled "SJB3" Thanks.

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Scott Jackson, Unit Chief

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**From:** Hinkle, Vanessa  
**Sent:** Tuesday, January 07, 2014 5:44 PM  
**To:** Jackson, Scott  
**Cc:** Daly, Carl; Russ, Timothy  
**Subject:** FW: NPL comments due 1/8

Scott – are you ok with these comments? I was comfortable based on my notes and discussions with Tim. Suzanne just wanted to be sure since we have had numerous discussions on this topic with WDEQ and BLM.

Vanessa

**From:** Bohan, Suzanne  
**Sent:** Tuesday, January 07, 2014 4:57 PM  
**To:** Hinkle, Vanessa  
**Subject:** RE: NPL comments due 1/8

A few comments attached.

## Ex. 5 - Deliberative Process

Thanks for getting these comments pulled together with so much else on your plate! Nice job!

Suzanne

**From:** Hinkle, Vanessa  
**Sent:** Tuesday, January 07, 2014 10:21 AM  
**To:** Bohan, Suzanne  
**Subject:** NPL comments due 1/8

Hi Suzanne – These are due to BLM tomorrow. I am waiting to hear back from Greg on the highlighted comments, but time is running out. I thought you could take a look at the others while Greg is reviewing the groundwater comments.

Vanessa

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[SJB1] I don't recall that we have ever asked for this. Why is this important?